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**BEFORE THE FLORIDA JUDICIAL QUALIFICATIONS COMMISSION**

INQUIRY CONCERNING A JUDGE, NO. 01-244  
(Judge Charles W. Cope)

Case No. SC01-2670

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**SPECIAL COUNSEL'S WITNESS AND EXHIBIT LISTS**

Attached hereto as Exhibits A and B, respectively, are Special Counsel's Witness and Exhibit Lists for the final hearing set for June 24, 2002.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by facsimile and regular U.S. mail to: **Robert W. Merkle, Jr., Esq.**, Co-Counsel for Respondent, 5510 W. La Salle Street, #300, Tampa, Florida 33607-1713; **Judge James R. Jorgenson**, Chair of the Judicial Qualifications Commission Hearing Panel, 3rd District Court of Appeal, 2001 S.W. 117th Ave., Miami, Florida 33175-1716; **John Beranek, Esq.**, Counsel to the Hearing Panel of the Judicial Qualifications Commission, P.O. Box 391, Tallahassee, Florida 32301; **Brooke S. Kennerly**, Executive Director of the Florida Judicial Qualifications Commission, 1110 Thomasville Road, Tallahassee, Florida 32303; **Thomas C. MacDonald, Jr., Esq.**, General Counsel to the Investigative Panel of the Judicial Qualifications Commission, 100 North Tampa Street, Suite 2100, Tampa, Florida 33602 this \_\_ day of June, 2002.

John S. Mills, Esq.  
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## **EXHIBIT A**

### **SPECIAL COUNSEL'S WITNESS LIST**

Name	Area of Testimony
Sandra Backinger	Missing key at Normandy Inn
Sandra Betancourt	Admissions made by Judge Cope
Diane Donlin	Cases and matters over which Judge Cope presided following arrest in California
Sandy Combee	Cases and matters over which Judge Cope presided following arrest in California
Judge Charles W. Cope	All issues
Linda Sue Cope	Judge Cope's alcohol treatment, but only if order excluding evidence of treatment is reconsidered or circumvented
Alvin Hagans	Admissions made by Judge Cope
Dr. Lisa V. Jeanes	Encounters with Judge Cope in Carmel, California on April 3-5, 2001
Dr. Nina V. Jeanes	Encounters with Judge Cope in Carmel, California on April 3-5, 2001
Officer Philip Nash	Encounter with Judge Cope in Carmel, California in early morning of April 4, 2001, and detention, interrogation, and arrest of Judge Cope the following morning
James Noyes	Judge Cope's alcohol treatment, but only if order excluding evidence of treatment is reconsidered or circumvented
Corporal John Nyunt	Detention, interrogation, and arrest of Judge Cope the morning of April 5, 2001
Judge John F. Steinheider	Judge Cope's explanation for having intoxicated women in his hotel room

Judge Susan Schaeffer	Judge Cope's disclosures and decision not to make disclosures regarding events in Carmel. Judge Cope's alcohol treatment, but only if order excluding evidence of treatment is reconsidered or circumvented
Daniel T. Meagher	Possible rebuttal to a charge that Dr. Lisa Jeanes is fabricating her testimony
William Dearborn	Possible rebuttal evidence regarding character of Judge Cope

## **EXHIBIT B**

### **SPECIAL COUNSEL'S EXHIBIT LIST**

<b>No.</b>	<b>Description</b>	<b>Objection to Authenticity</b>	<b>Objection to Admissibility</b>	<b>Basis for Objection</b>
P-1	Map of Carmel-by-the-Sea, California			
P-2	Schedule for Judicial Seminar			
P-3	Photographs of Normandy Inn			
P-4	Photographs of Il Fornaio			
P-5	May 5, 2001 booking photograph of Judge Cope in Carmel			
P-6	May 5, 2002 video of Judge Cope's booking in Carmel			
P-7	Transcript of May 5, 2002 videotape of Judge Cope's booking in Carmel			
P-8	May 5, 2002 audio tape of 911 call by Dr. Nina Jeanes in Carmel			
P-9	Transcript of May 5, 2002 audio tape of 911 call by Dr. Nina Jeanes in Carmel			
P-10	Videotape of Judge Cope's refusal to take a breathalyzer test following his 1996 arrest in Naples, Florida for D.U.I.			
P-11	Video of Volume 1 of Judge Cope's deposition			
P-12	Video of Volume 2 of Judge Cope's deposition			
P-13	Video of Volume 3 of Judge Cope's deposition			

- P-14 Video of Volume 4 of Judge Cope's deposition
- P-15 Amended Notice of Formal Charges
- P-16 Answer to Amended Notice of Formal Charges
- P-17 Special Counsel's Request for Admissions
- P-18 Respondent's Response to Request for Admissions
- P-19 Special Counsel's First Set of Interrogatories
- P-20 Respondent's Answers to First Interrogatories
- P-21 Special Counsel's Second Set of Interrogatories
- P-22 Respondent's Answers to Second Interrogatories
- P-23 Special Counsel's Third Set of Interrogatories
- P-24 Respondent's Answers to Third Interrogatories
- P-25 Special Counsel's First Request for Production
- P-26 Respondent's Response to First Request for Production
- P-27 Special Counsel's Second Request for Production
- P-28 Respondent's Response to Second Request for Production

- P-29 Response to Special Counsel's  
Emergency Motion for Protective Order  
(including attached Affidavit of Judge  
Cope)
- P-30 Respondent's Motion to Reopen  
Discovery and for Protective Order
- P-31 Summary of Cases Involving Allegations  
of Domestic Violence by Intoxicated  
Respondent Over Which Judge Cope  
Presided After Arrest in California  
(documents to be summarized are listed  
below)
- P-32 Petition for Injunction for Protection  
Against Domestic Violence, Case No.  
01-004866-FD-022
- P-33 Temporary Injunction for Protection  
Against Domestic Violence Without  
Minor Children, Case No. 01-004866-  
FD-022
- P-34 Petition for Injunction for Protection  
Against Domestic Violence, Case No.  
01-005544-FD-022
- P-35 Temporary Injunction for Protection  
Against Domestic Violence Without  
Minor Children, Case No. 01-005544-  
FD-022
- P-36 Petition for Injunction for Protection  
Against Domestic Violence, Case No.  
01-004896-FD-022

- P-37 Temporary Injunction for Protection  
Against Domestic Violence Without  
Minor Children, Case No. 01-004896-  
FD-022
- P-38 Petition for Injunction for Protection  
Against Domestic Violence, Case No.  
01-007739-FD-022
- P-39 Temporary Injunction for Protection  
Against Domestic Violence Without  
Minor Children, Case No.01-007739-  
FD-022
- P-40 Petition for Injunction for Protection  
Against Domestic Violence, Case No.  
01-005015-FD-022
- P-41 Temporary Injunction for Protection  
Against Domestic Violence With Minor  
Children, Case No. 01-005015-FD-022
- P-42 Petition for Injunction for Protection  
Against Domestic Violence, Case No.  
01-007091-FD-022
- P-43 Temporary Injunction for Protection  
Against Domestic Violence With Minor  
Children, Case No. 01-007091-FD-022
- P-44 Petition for Injunction for Protection  
Against Domestic Violence, Case No.  
01-008284-FD-022
- P-45 Temporary Injunction for Protection  
Against Domestic Violence With Minor  
Children, Case No. 01-008284-FD-022

- P-46     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-006787-FD-022
- P-47     Order on Ex Parte Petition for Domestic  
          Violence Injunction, Case No. 01-  
          006787-FD-022
- P-48     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-004985-FD-022
- P-49     Temporary Injunction for Protection  
          Against Domestic Violence Without  
          Minor Children, Case No. 01-004985-  
          FD-022
- P-50     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-005238-FD-022
- P-51     Temporary Injunction for Protection  
          Against Domestic Violence Without  
          Minor Children, Case No. 01-005238-  
          FD-022
- P-52     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-005753-FD-022
- P-53     Temporary Injunction for Protection  
          Against Domestic Violence Without  
          Minor Children, Case No. 01-005753-  
          FD-022

- P-54     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-005769-FD-022
- P-55     Order on Ex Parte Petition for Domestic  
          Violence Injunction, Case No. 01-  
          005769-FD-022
- P-56     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-006729-FD-022
- P-57     Temporary Injunction for Protection  
          Against Domestic Violence Without  
          Minor Children, Case No. 01-006729-  
          FD-022
- P-58     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-006895-FD-022
- P-59     Order on Ex Parte Petition for Domestic  
          Violence Injunction, Case No. 01-  
          006985-FD-022
- P-60     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-006952-FD-022
- P-61     Temporary Injunction for Protection  
          Against Domestic Violence Without  
          Minor Children, Case No. 01-006952-  
          FD-022
- P-62     Petition for Injunction for Protection  
          Against Domestic Violence, Case No.  
          01-008443-FD-022

- P-63 Order on Ex Parte Petition for Domestic Violence Injunction, Case No. 01-008443-FD-022
- P-64 Petition for Injunction for Protection Against Domestic Violence, Case No. 01-005037-FD-022
- P-65 Temporary Injunction for Protection Against Domestic Violence With Minor Children, Case No. 01-005037-FD-022
- P-66 Documents from Case No. CRCAB-18621-CFANO Over Which Judge Cope Presided After Arrest in California